

## Defense Acquisition Regulations System, DoD

## 225.7703-1

*Service from Afghanistan* means a service including construction that is performed in Afghanistan predominantly by citizens or permanent resident aliens of Afghanistan.

*Small arms* means pistols and other weapons less than 0.50 caliber.

*Source from Afghanistan* means a source that—

(1) Is located in Afghanistan; and

(2) Offers products or services from Afghanistan.

*Textile component* is defined in the clause at 252.225-7029, Acquisition of Uniform Components for Afghan Military or Afghan National Police.

[78 FR 59857, Sept. 30, 2013]

### **225.7702 Acquisitions not subject to the enhanced authority to acquire products or services from Afghanistan.**

#### **225.7702-1 Acquisition of small arms.**

(a) Except as provided in paragraph (b) of this section, when acquiring small arms for assistance to the Army of Afghanistan, the Afghani Police Forces, or other Afghani security organizations—

(1) Use full and open competition to the maximum extent practicable, consistent with the provisions of 10 U.S.C. 2304;

(2) If use of other than full and open competition is justified in accordance with FAR Subpart 6.3, ensure that—

(i) No responsible U.S. manufacturer is excluded from competing for the acquisition; and

(ii) Products manufactured in the United States are not excluded from the competition; and

(3) If the exception at FAR 6.302-2 (unusual and compelling urgency) applies, do not exclude responsible U.S. manufacturers or products manufactured in the United States from the competition for the purpose of administrative expediency. However, such an offer may be rejected if it does not meet delivery schedule requirements.

(b) Paragraph (a)(2) of this section does not apply when—

(1) The exception at FAR 6.302-1 (only one or a limited number of responsible sources) applies, and the only responsible source or sources are not U.S. manufacturers or are not offering

products manufactured in the United States; or

(2) The exception at FAR 6.302-4 (international agreement) applies, and United States manufacturers or products manufactured in the United States are not the source(s) specified in the written directions of the foreign government reimbursing the agency for the cost of the acquisition of the property or services for such government.

[73 FR 53153, Sept. 15, 2008. Redesignated and amended at 78 FR 59858, Sept. 30, 2013]

### **225.7702-2 Acquisition of uniform components for the Afghan military or the Afghan police.**

Any textile components supplied by DoD to the Afghan National Army or the Afghan National Police for purpose of production of uniforms shall be produced in the United States.

[78 FR 59858, Sept. 30, 2013]

### **225.7703 Enhanced authority to acquire products or services from Afghanistan.**

#### **225.7703-1 Acquisition procedures.**

(a) Subject to the requirements of 225.7703-2, except as provided in 225.7702, a product or service (including construction) in support of operations in Afghanistan may be acquired by—

(1) Providing a preference for products or services from Afghanistan in accordance with the evaluation procedures at 225.7703-3;

(2) Limiting competition to products or services from Afghanistan; or

(3) Using procedures other than competitive procedures to award a contract to a particular source or sources from Afghanistan. When other than competitive procedures are used, the contracting officer shall document the contract file with the rationale for selecting the particular source(s).

(b) For acquisitions conducted using a procedure specified in paragraph (a) of this subsection, the justification and approval addressed in FAR Subpart 6.3 is not required.